

UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

In re:

Case No. 13-62633

TODD ALLEN BLAKE, and  
DIANN LYNN BLAKE,

Chapter 7

Judge Thomas J. Tucker

Debtors.

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**ORDER DENYING DEBTORS' MOTION TO REOPEN CHAPTER 7 CASE**

This case is before the Court on Debtors' motion entitled "Motion to Reopen Chapter 7 Bankruptcy For the Purpose of Adding a Pre-petition Creditor That Was Omitted from Original Schedules" (Docket # 21, the "Motion"). The Motion seeks to reopen the case for the purpose of "add[ing] the State of Michigan Unemployment Insurance Agency as a creditor." Debtor filed a Certification of Non- Response, indicating that no one has objected to the Motion.

Upon review of the case, and as the Motion notes, it appears that this was a "no-asset" Chapter 7 case. As a result, it is unnecessary to reopen this case merely to enable Debtors to amend their schedules to add a creditor who was not listed previously. Because this was a no-asset case, such unscheduled debts are discharged to the same extent they would be discharged if they had been scheduled. *See In re Madaj*, 149 F.3d 467 (6th Cir. 1998).

Because it appears that reopening this case for the purpose stated by Debtors' Motion would serve no useful purpose, the Motion will be denied. This Order is without prejudice to Debtors' right to file a timely motion for reconsideration or to file a new motion to reopen, if they believe that cause exists to reopen this case notwithstanding the Sixth Circuit's decision in *Madaj*, and explain what that cause is. Accordingly,

IT IS ORDERED that the Motion (Docket # 21), is denied.

**Signed on August 27, 2014**

**/s/ Thomas J. Tucker**

**Thomas J. Tucker  
United States Bankruptcy Judge**